

STN.



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/720,252	04/12/2001	Regine Helibronn	100564-00044	5869
6449	7590	03/12/2004	EXAMINER	
ROTHWELL, FIGG, ERNST & MANBECK, P.C. 1425 K STREET, N.W. SUITE 800 WASHINGTON, DC 20005			LEFFERS JR, GERALD G	
			ART UNIT	PAPER NUMBER
			1636	

DATE MAILED: 03/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



# UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

Gerald G. Leffers Jr.

ART UNIT	PAPER
----------	-------

1636

20040307

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

Commissioner of Patents

## Notice of Non-Responsive Amendment

The supplemental response filed on 12/16/2003 is not fully responsive to the Notice of NonResponsive Amendment mailed 5/6/2003. While applicant's attempt to submit a corrected copy of the claims is much appreciated, it is still improper in that claim 28 should be indicated as withdrawn. It is noted that applicant is correct that there was a claim 29 filed in a preliminary amendment on 1/8/2001. Thus, applicant is also correct to state that claims 1-31 are pending in the instant application. It is noted that several claims as amended in the submission filed 12/16/2003 are now improperly drawn to claim 29 and should be rewritten with the correct dependency. It is respectfully requested that applicant submit a new set of claims in response to this Notice starting from claim 32 onward, and cancel claims 1-31 due to possible confusion in the record as to what was prosecuted and when. The examiner regrets any confusion concerning the presence of claim 29 and will not make the next action Final simply based upon the requested renumbering of claims.

Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to submit an amendment in compliance with 37 CFR 1.121, effective, March 21, 2001, in order to avoid abandonment.

EXTENSIONS OF THIS TIME MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gerald G. Leffers Jr. whose telephone number is (703)-308-6232. The examiner can normally be reached on Monday through Friday, 9:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Remy Yucel can be reached at (703) 305-1998. The fax number for the organization where this application or proceeding is assigned is (703) 305-1998.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to Zeta Adams whose telephone number is (703) 305-3291.

Gerald G. Leffers Jr., PhD.  
Examiner, Art Unit 1636

*Gerald G. Leffers Jr.*  
GERRY LEFFERS  
PRIMARY EXAMINER 3/7/2004